Adopted Rejected

## **COMMITTEE REPORT**

YES: 9

## MR. SPEAKER:

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Your Committee on <u>Public Health</u>, to which was referred <u>House Bill 1573</u>, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 15, begin a new paragraph and insert:

2 "SECTION 1. IC 16-18-2-204.5 IS ADDED TO THE INDIANA 3 CODE AS A NEW SECTION TO READ AS FOLLOWS 4 [EFFECTIVE JULY 1, 2009]: Sec. 204.5. "Limited criminal 5 history", for purposes of IC 16-27-2, has the meaning set forth in IC 16-27-2-1.5. 6 SECTION 2. IC 16-27-2-1.5 IS ADDED TO THE INDIANA CODE 8 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 9 1, 2009]: Sec. 1.5. As used in this chapter, "limited criminal history" means the limited criminal history from the Indiana 10 central repository for criminal history information under 11 IC 10-13-3. 12

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SECTION 3. IC 16-27-2-2.2, AS AMENDED BY P.L.212-2005,

SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 2.2. As used in this chapter, "services" includes:

2.2.

- (1) home health services (as defined in IC 16-27-1-5);
- (2) any services such as homemaker, companion, sitter, or handyman services provided by a home health agency in the temporary or permanent residence of a patient or client of the home health agency; and
- (3) personal services (as defined in IC 16-27-4-4).

SECTION 4. IC 16-27-2-4, AS AMENDED BY P.L.197-2007, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 4. (a) A person who operates a home health agency under IC 16-27-1 or a personal services agency under IC 16-27-4 shall apply, not more than three (3) business days after the date that an employee begins to provide services in a patient's temporary or permanent residence, for a determination concerning copy of the employee's national limited criminal history. background check from the Indiana central repository for criminal history information under IC 10-13-3-39.

- (b) If a person who operates a home health agency under IC 16-27-1 or a personal services agency under IC 16-27-4 determines an employee lived outside Indiana at any time during the two (2) years immediately before the date the individual was hired by the home health agency or personal services agency, the home health agency or personal services agency shall apply, not more than three (3) business days after the date that an employee begins to provide services in a patient's temporary or permanent residence, for a determination concerning the employee's national criminal history.
- (c) If, more than three (3) days after an employee begins providing services in a patient's temporary or permanent residence, a person who operates a home health agency under IC 16-27-1 or a personal services agency under IC 16-27-4 discovers the employee lived outside of Indiana during the two (2) years immediately prior to the date the individual was hired, the agency shall apply, not more than three (3) business days after the date the agency learns the employee lived outside Indiana, for a determination concerning the employee's national criminal history.

38 (b) (d) A home health agency or personal services agency may not

employ a person to provide services in a patient's or client's temporary or permanent residence for more than three (3) business days without applying for:

- (1) a limited criminal history as required by subsection (a); or
- (2) a determination concerning that person's national criminal history background check as required by subsection (a).
  (b) or
  (c).

SECTION 5. IC 16-27-2-5, AS AMENDED BY P.L.134-2008, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 5. (a) Except as provided in subsection (b), a person who operates a home health agency under IC 16-27-1 or a personal services agency under IC 16-27-4 may not employ a person to provide services in a patient's or client's temporary or permanent residence if that person's limited criminal history check or national criminal history background check indicates that the person has been convicted of any of the following:

(1) Rape (IC 35-42-4-1).

- (2) Criminal deviate conduct (IC 35-42-4-2).
- (3) Exploitation of an endangered adult (IC 35-46-1-12).
- (4) Failure to report battery, neglect, or exploitation of an endangered adult (IC 35-46-1-13).
  - (5) Theft (IC 35-43-4), if the conviction for theft occurred less than ten (10) years before the person's employment application date.
    - (6) A felony that is substantially equivalent to a felony listed in:
- (A) subdivisions (1) through (2) (4); or
- 27 (B) subdivision (5), if the conviction for theft occurred less
  28 than ten (10) years before the person's employment
  29 application date;

for which the conviction was entered in another state.

(b) A home health agency or personal services agency may not employ a person to provide services in a patient's or client's temporary or permanent residence for more than twenty-one (21) calendar days without receipt of that person's limited criminal history or national criminal history background check required by section 4 of this chapter, unless either the state police department or the Federal Bureau of Investigation under IC 10-13-3-39 is responsible for failing to provide the person's limited criminal history or national criminal

I	history background check to the nome health agency or personal
2	services agency within the time required under this subsection.".
3	Page 2, delete lines 1 through 36.
4	Page 6, line 26, delete "(a)".
5	Page 6, line 27, after "management" insert "and disposition".
6	Page 6, between lines 31 and 32, begin a new line block indented
7	and insert:
8	"(4) disciplinary action;".
9	Page 6, line 32, delete "(4)" and insert "(5)".
10	Page 6, line 33, delete "(5)" and insert "(6)".
11	Page 6, delete lines 35 through 37.
12	Page 8, delete lines 11 through 17, begin a new line block indented
13	and insert:
14	"(9) Occupational therapist.
15	(10) Optometrist.
16	(11) Physical therapist.
17	(12) Physician.
18	(13) Physician assistant.
19	(14) Podiatrist.
20	(15) Psychologist.
21	(16) Respiratory care practitioner.
22	(17) Social worker.".
23	Page 9, line 19, delete "shall" and insert "may".
24	Page 9, line 25, after "under" insert "subsection (c) or".
25	Page 9, between lines 32 and 33, begin a new paragraph and insert
26	"(c) Initial provisional licenses are valid for a length of time
27	determined by the board, but not to exceed two (2) years.
28	SECTION 15. IC 25-7-6-17 IS ADDED TO THE INDIANA CODE
29	AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
30	1, 2009]: Sec. 17. (a) This section applies only to applications for a
31	barber license under IC 25-7-10.
32	(b) If an applicant comes from a jurisdiction that does not issue
33	a barber license, the board may issue an initial provisional license
34	to an applicant who meets the following requirements:
35	(1) The board finds that the applicant has sufficient training
36	or experience as a barber.
37	(2) The applicant has not committed an act that would
20	constitute a violation of the standards of practice under

1	IC 25-1-11.
2	(3) The applicant pays a fee established by the board under
3	IC 25-1-8.
4	(c) An applicant who has been granted an initial provisional
5	license must work under the supervision of a licensed barber.
6	(d) A person who holds an initial provisional license may apply
7	for renewal of a barber license under section 12 of this chapter.
8	(e) The holder of a provisional license may petition the board
9	for the issuance of a barber license to practice without supervision.
10	The holder of a provisional license who demonstrates to the board
11	that the holder may satisfactorily practice without supervision
12	shall be released from terms of the provisional license and is
13	entitled to hold a license under IC 25-7-10-1.".
14	Page 10, line 38, delete "shall" and insert "may".
15	Page 12, between lines 30 and 31, begin a new paragraph and insert:
16	"SECTION 27. IC 25-8-4-2.9 IS ADDED TO THE INDIANA
17	CODE AS A <b>NEW</b> SECTION TO READ AS FOLLOWS
18	[EFFECTIVE JULY 1, 2009]: Sec. 2.9. (a) This section applies only
19	to applications for a cosmetologist license under this article.
20	(b) If an applicant comes from a jurisdiction that does not issue
21	a cosmetologist license, the board may issue an initial provisional
22	license to an applicant who meets the following requirements:
23	(1) The board finds that the applicant has sufficient training
24	or experience as a cosmetologist.
25	(2) The applicant has not committed an act that would
26	constitute a violation of the standards of practice under
27	IC 25-1-11.
28	(3) The applicant pays a fee established by the board under
29	IC 25-1-8.
30	(c) An applicant who has been granted an initial provisional
31	license must work under the supervision of a licensed
32	cosmetologist.
33	(d) A person who holds an initial provisional license may apply
34	for renewal of a cosmetologist license under section 19 of this
35	chapter.
36	(e) The holder of a provisional license may petition the board
37	for the issuance of a cosmetologist license to practice without
38	supervision. The holder of a provisional license who demonstrates

1	to the board that the holder may satisfactorily practice without
2	supervision shall be released from the terms of the provisional
3	license and is entitled to hold a license under IC 25-8-4.".
4	Page 12, line 33, after "under" insert "subsection (d) or".
5	Page 12, after line 42, begin a new paragraph and insert:
6	"(d) Initial provisional licenses are valid for a length of time
7	determined by the board, but not to exceed two (2) years.".
8	Page 13, between lines 35 and 36, begin a new paragraph and insert:
9	"SECTION 29. IC 25-8-10-4 IS ADDED TO THE INDIANA CODE
10	AS A <b>NEW</b> SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
11	1, 2009]: Sec. 4. (a) This section applies only to applications for an
12	electrologist license under this article.
13	(b) If an applicant comes from a jurisdiction that does not issue
14	an electrologist license, the board may issue an initial provisional
15	license to an applicant who meets the following requirements:
16	(1) The board finds that the applicant has sufficient training
17	or experience as an electrologist.
18	(2) The applicant has not committed an act that would
19	constitute a violation of the standards of practice under
20	IC 25-1-11.
21	(3) The applicant pays a fee established by the board under
22	IC 25-1-8.
23	(c) An applicant who has been granted an initial provisional
24	license must work under the supervision of a licensed cosmetologist
25	or a licensed electrologist.
26	(d) A person who holds an initial provisional license may apply
27	for renewal of an electrologist license under this chapter.
28	(e) The holder of a provisional license may petition the board
29	for the issuance of an electrologist license to practice without
30	supervision. The holder of a provisional license who demonstrates
31	to the board that the holder may satisfactorily practice without
32	supervision shall be released from the terms of the provisional
33	license and is entitled to hold a license under this chapter.
34	SECTION 30. IC 25-8-11-8 IS ADDED TO THE INDIANA CODE
35	AS A <b>NEW</b> SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
36	1, 2009]: Sec. 8. (a) This section applies only to applications for a
37	manicurist license under this article.

(b) If an applicant comes from a jurisdiction that does not issue

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1	a manicurist license, the board may issue an initial provisional
2	license to an applicant who meets the following requirements:
3	(1) The board finds that the applicant has sufficient training
4	or experience as a manicurist.
5	(2) The applicant has not committed an act that would
6	constitute a violation of the standards of practice under
7	IC 25-1-11.
8	(3) The applicant pays a fee established by the board under
9	IC 25-1-8.
0	(c) An applicant who has been granted an initial provisional
1	license must work under the supervision of a licensed cosmetologist
2	or licensed manicurist.
3	(d) A person who holds an initial provisional license may apply
4	for renewal of a manicurist license under this chapter.
5	(e) The holder of a provisional license may petition the board
6	for the issuance of a manicurist license to practice without
7	supervision. The holder of a provisional license who demonstrates
.8	to the board that the holder may satisfactorily practice withou
9	supervision shall be released from the terms of the provisional
20	license and is entitled to hold a license under this chapter.".
21	Page 14, between lines 9 and 10, begin a new paragraph and insert
22	"SECTION 31. IC 25-8-12.5-8 IS ADDED TO THE INDIANA
23	CODE AS A NEW SECTION TO READ AS FOLLOWS
24	[EFFECTIVE JULY 1, 2009]: Sec. 8. (a) This section applies only to
25	applications for an esthetician license under this article.
26	(b) If an applicant comes from a jurisdiction that does not issue
27	an esthetician license, the board may issue an initial provisional
28	license to an applicant who meets the following requirements:
29	(1) The board finds that the applicant has sufficient training
0	or experience as an esthetician.
31	(2) The applicant has not committed an act that would
32	constitute a violation of the standards of practice under
3	IC 25-1-11.
34	(3) The applicant pays a fee established by the board under
55	IC 25-1-8.
6	(c) An applicant who has been granted an initial provisional
37	license must work under the supervision of a licensed cosmetologist

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or a licensed esthetician.

- (d) A person who holds an initial provisional license may apply
   for renewal of an esthetician license under this chapter.
  - (e) The holder of a provisional license may petition the board for the issuance of an esthetician license to practice without supervision. The holder of a provisional license who demonstrates to the board that the holder may satisfactorily practice without supervision shall be released from the terms of the provisional license and is entitled to hold a license under this chapter."
- 9 Page 14, line 13, after "person" insert ":".

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- Page 14, line 13, strike "must do the following:".
- Page 14, line 14, delete "Submit" and insert "**must** submit".
- Page 14, line 15, delete "." and insert ";".
- Page 14, line 16, delete "Pay" and insert "must pay".
- Page 14, line 16, delete "." and insert "; and".
- Page 14, line 17, delete "Submit" and insert "may be subject".
- Page 14, between lines 17 and 18, begin a new paragraph and insert:
- 17 "SECTION 33. IC 25-13-1-20 IS ADDED TO THE INDIANA
- 18 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 19 [EFFECTIVE JULY 1, 2009]: Sec. 20. (a) In addition to any other
- fees charged to a dental hygienist, the board shall collect an
- 21 additional twenty dollar (\$20) fee for the following licenses and
- permits issued to a dental hygienist:
- 23 (1) A license to practice dental hygiene.
- 24 (2) A permit to administer anesthesia under section 10.6 of 25 this chapter.
- (b) The fees collected under this section shall be deposited in the
   Indiana dental recruitment fund (IC 25-14-5-5).".
- Page 14, line 33, delete "Dentist" and insert "**Dental**".
- Page 15, line 1, delete "or".
- Page 15, line 2, delete "." and insert ", or dental hygienists.".
- Page 15, line 16, after "dentists" insert "and dental hygienists".
- Page 15, line 32, after "dentist" insert "or dental hygienist".
- Page 15, line 34, after "article" insert "or as a dental hygienist
- 34 under IC 25-13-1".
- Page 15, line 42, after "dentist" insert "or dental hygienist".
- Page 16, line 10, after "dentist" insert "or dental hygienist".
- Page 16, line 11, after "dentist" insert "or dental hygienist".
- Page 16, line 13, after "dentist" insert "or dental hygienist".

1	Page 16, line 15, after "dentist" insert "or dental hygienist".
2	Page 17, line 16, delete "force." and insert "force that lists the state
3	as an additional insured.".
4	Page 17, line 22, delete "display" and insert "provide".
5	Page 19, delete lines 4 through 29, begin a new paragraph and
6	insert:
7	"SECTION 34. IC 25-23-1-20 IS AMENDED TO READ AS
8	FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 20. (a) Any institution
9	which desires to conduct a nursing education program shall apply to
10	the board and submit evidence that:
11	(1) it is prepared to give a minimum curriculum of organized
12	instruction and clinical experience in nursing in conformity to the
13	provisions of this chapter and the rules of the board. Such
14	instruction and experience may be secured in one (1) or more
15	institutions or agencies approved by the board; and
16	(2) it is prepared to meet other standards established by this
17	chapter and by the board.
18	(b) An institution that conducts a nursing education program
19	may employ a person who:
20	(1) is a registered nurse with a bachelor's degree; and
21	(2) has at least three (3) years of experience in nursing;
21 22	(2) has at least three (3) years of experience in nursing; to instruct nursing students on a part-time basis for the purpose of
22	to instruct nursing students on a part-time basis for the purpose of
22 23	to instruct nursing students on a part-time basis for the purpose of clinical instruction.".
22 23 24	to instruct nursing students on a part-time basis for the purpose of clinical instruction.".  Page 22, delete lines 13 through 42, begin a new paragraph and
<ul><li>22</li><li>23</li><li>24</li><li>25</li></ul>	to instruct nursing students on a part-time basis for the purpose of clinical instruction.".  Page 22, delete lines 13 through 42, begin a new paragraph and insert:
<ul><li>22</li><li>23</li><li>24</li><li>25</li><li>26</li></ul>	to instruct nursing students on a part-time basis for the purpose of clinical instruction.".  Page 22, delete lines 13 through 42, begin a new paragraph and insert:  "SECTION 36. IC 25-26-13-18 IS AMENDED TO READ AS
<ul><li>22</li><li>23</li><li>24</li><li>25</li><li>26</li><li>27</li></ul>	to instruct nursing students on a part-time basis for the purpose of clinical instruction.".  Page 22, delete lines 13 through 42, begin a new paragraph and insert:  "SECTION 36. IC 25-26-13-18 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 18. (a) To be eligible
<ul><li>22</li><li>23</li><li>24</li><li>25</li><li>26</li><li>27</li><li>28</li></ul>	to instruct nursing students on a part-time basis for the purpose of clinical instruction.".  Page 22, delete lines 13 through 42, begin a new paragraph and insert:  "SECTION 36. IC 25-26-13-18 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 18. (a) To be eligible for issuance of a pharmacy permit, an applicant must show to the
22 23 24 25 26 27 28 29	to instruct nursing students on a part-time basis for the purpose of clinical instruction.".  Page 22, delete lines 13 through 42, begin a new paragraph and insert:  "SECTION 36. IC 25-26-13-18 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 18. (a) To be eligible for issuance of a pharmacy permit, an applicant must show to the satisfaction of the board that:
22 23 24 25 26 27 28 29 30	to instruct nursing students on a part-time basis for the purpose of clinical instruction.".  Page 22, delete lines 13 through 42, begin a new paragraph and insert:  "SECTION 36. IC 25-26-13-18 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 18. (a) To be eligible for issuance of a pharmacy permit, an applicant must show to the satisfaction of the board that:  (1) Persons at the location will engage in the bona fide practice of
22 23 24 25 26 27 28 29 30	to instruct nursing students on a part-time basis for the purpose of clinical instruction.".  Page 22, delete lines 13 through 42, begin a new paragraph and insert:  "SECTION 36. IC 25-26-13-18 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 18. (a) To be eligible for issuance of a pharmacy permit, an applicant must show to the satisfaction of the board that:  (1) Persons at the location will engage in the bona fide practice of pharmacy. The application must show the number of hours each
22 23 24 25 26 27 28 29 30 31 32	to instruct nursing students on a part-time basis for the purpose of clinical instruction."  Page 22, delete lines 13 through 42, begin a new paragraph and insert:  "SECTION 36. IC 25-26-13-18 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 18. (a) To be eligible for issuance of a pharmacy permit, an applicant must show to the satisfaction of the board that:  (1) Persons at the location will engage in the bona fide practice of pharmacy. The application must show the number of hours each week, if any, that the pharmacy will be open to the general public.
22 23 24 25 26 27 28 29 30 31 32 33	to instruct nursing students on a part-time basis for the purpose of clinical instruction."  Page 22, delete lines 13 through 42, begin a new paragraph and insert:  "SECTION 36. IC 25-26-13-18 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 18. (a) To be eligible for issuance of a pharmacy permit, an applicant must show to the satisfaction of the board that:  (1) Persons at the location will engage in the bona fide practice of pharmacy. The application must show the number of hours each week, if any, that the pharmacy will be open to the general public.  (2) The pharmacy will maintain a sufficient stock of emergency
22 23 24 25 26 27 28 29 30 31 32 33 34	to instruct nursing students on a part-time basis for the purpose of clinical instruction."  Page 22, delete lines 13 through 42, begin a new paragraph and insert:  "SECTION 36. IC 25-26-13-18 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 18. (a) To be eligible for issuance of a pharmacy permit, an applicant must show to the satisfaction of the board that:  (1) Persons at the location will engage in the bona fide practice of pharmacy. The application must show the number of hours each week, if any, that the pharmacy will be open to the general public.  (2) The pharmacy will maintain a sufficient stock of emergency and frequently prescribed drugs and devices as to adequately
22 23 24 25 26 27 28 29 30 31 32 33 34 35	to instruct nursing students on a part-time basis for the purpose of clinical instruction."  Page 22, delete lines 13 through 42, begin a new paragraph and insert:  "SECTION 36. IC 25-26-13-18 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 18. (a) To be eligible for issuance of a pharmacy permit, an applicant must show to the satisfaction of the board that:  (1) Persons at the location will engage in the bona fide practice of pharmacy. The application must show the number of hours each week, if any, that the pharmacy will be open to the general public.  (2) The pharmacy will maintain a sufficient stock of emergency and frequently prescribed drugs and devices as to adequately serve and protect the public health.

being conducted and that the pharmacist will be responsible for 1 2 the lawful conduct of the pharmacy. 3 (4) One (1) pharmacist will have not more than four (4) certified 4 pharmacy technicians or pharmacy technicians in training 5 certified under IC 25-26-19 under the pharmacist's immediate and personal supervision at any time. As used in this clause, 6 7 "immediate and personal supervision" means within reasonable 8 visual and vocal distance of the pharmacist. However, if the 9 pharmacy technician is practicing in a federally qualified 10 health center (42 U.S.C. 1396d(1)(2)(B)), "immediate and personal supervision" means available visually and by voice 11 12 through electronic means. 13 (5) The pharmacy will be located separate and apart from any area 14 containing merchandise not offered for sale under the pharmacy permit. The pharmacy will: 15 16 (A) be stationary; (B) be sufficiently secure, either through electronic or physical 17 18 means, or a combination of both, to protect the products 19 contained in the pharmacy and to detect and deter entry during 20 those times when the pharmacy is closed; 21 (C) be well lighted and ventilated with clean and sanitary 22 surroundings; 23 (D) be equipped with a sink with hot and cold running water 24 or some means for heating water, a proper sewage outlet, and 25 refrigeration; 26 (E) have a prescription filling area of sufficient size to permit 27 the practice of pharmacy as practiced at that particular 28 pharmacy; and 29 (F) have such additional fixtures, facilities, and equipment as 30 the board requires to enable it to operate properly as a 31 pharmacy in compliance with federal and state laws and 32 regulations governing pharmacies. 33 A pharmacy licensed under IC 25-26-10 (before its repeal on July 1, 34 1977) on June 30, 1977, must comply with the provisions of this clause 35 before December 31, 1982, unless for good cause shown the board 36 grants a waiver or otherwise exempts it. 37 (b) Prior to opening a pharmacy after receipt of a pharmacy permit, 38 the permit holder shall submit the premises to a qualifying inspection

1	by a representative of the board and shall present a physical inventory
2	of the drug and all other items in the inventory on the premises.
3	(c) At all times, the wholesale value of the drug inventory on the
4	licensed items must be at least ten percent (10%) of the wholesale
5	value of the items in the licensed area.".
6	Page 23, delete lines 1 through 21.
7	Page 24, delete lines 3 through 6.
8	Page 24, line 27, after "(5)" insert "(4)".
9	Page 24, line 27, reset in roman "Approve or reject applications for
10	a change or addition of a".
11	Page 24, reset in roman line 28.
12	Page 24, line 29, delete "(4)" and insert "(5)".
13	Page 24, line 32, delete "(5)" and insert "(6)".
14	Page 27, delete lines 6 through 42.
15	Page 28, delete lines 1 through 27.
16	Page 28, reset in roman lines 32 through 37.
17	Page 28, line 38, delete "(2)" and insert "(4)".
18	Page 28, delete lines 40 through 42.
19	Page 29, delete lines 1 through 6.
20	Page 29, line 7, delete "(c)" and insert "(b)".
21	Page 29, between lines 9 and 10, begin a new paragraph and insert:
22	"SECTION 49. IC 25-33-1-5.1, AS AMENDED BY P.L.2-2007,
23	SECTION 345, IS AMENDED TO READ AS FOLLOWS
24	[EFFECTIVE JULY 1, 2009]: Sec. 5.1. (a) Except as provided in
25	section 5.3 of this chapter, the board shall issue a license to an
26	individual who meets the following requirements:
27	(1) Applies to the board in the form and manner prescribed by the
28	board under section 3 of this chapter.
29	(2) Is at least eighteen (18) years of age.
30	(3) Has not been convicted of a crime that has a direct bearing
31	upon the applicant's ability to practice competently.
32	(4) Possesses a doctoral degree in psychology:
33	(A) granted from a recognized postsecondary educational
34	institution; and
35	(B) from a degree program approved by the board as a
36	psychology program at the time the degree was conferred.
37	(5) Is not in violation of this chapter or rules adopted by the board
38	under section 3 of this chapter.

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- (6) Has paid the fee set by the board under section 3 of this chapter.
  - (7) Has passed the examination required and administered by the board.
- (b) If an applicant has been disciplined by a licensing agency in another state or jurisdiction on the ground that the applicant was unable to competently practice psychology, the applicant must submit proof, satisfactory to the board, that the reasons for disciplinary sanction by the other licensing agency are no longer valid.
- (c) The board shall endorse as a health service provider in psychology an individual who:
  - (1) has a doctoral degree in clinical psychology, counseling psychology, school psychology, or another applied health service area of psychology;
  - (2) is licensed under this section, section 5.3, or section 9 of this chapter;
  - (3) has at least two (2) years of **sequential and organized professional** experience in a supervised health service setting in which one (1) year of experience was obtained in an organized health service training program; and in which at least one (1) year of experience was obtained after the individual received the individual's doctoral degree in psychology; and
  - (4) complies with the continuing education requirements under IC 25-33-2.
- (d) An individual who received a doctoral degree in clinical psychology, counseling psychology, school psychology, or other applied health service area in psychology before September 1, 1983, may satisfy one (1) year of the two (2) year supervised health setting experience requirement under subsection (c) by successfully completing a preceptorship program. The individual must apply in writing to the board and the board must approve the program. The preceptorship program must:
  - (1) consist of at least one thousand eight hundred (1,800) hours of clinical, counseling, or school psychology work experience;
  - (2) consist of at least one hundred (100) hours of direct supervision of the individual by a psychologist, at least fifty (50) hours of which must involve the diagnosis of mental and behavioral disorders and at least fifty (50) hours of which must

1	involve the treatment of mental and behavioral disorders;
2	(3) be completed in a health service setting that provides services
3	in the diagnosis and treatment of mental and behavioral disorders;
4	(4) be under the supervision of a psychologist who meets the
5	requirements for endorsement under this section; and
6	(5) be completed within two (2) years after the date the program
7	is started.
8	(e) If an individual applies to the board under subsection (d), the
9	board shall apply each hour of work experience the individual
0	completes after applying to the board and before the board approves the
.1	preceptorship program to the one thousand eight hundred (1,800) hour
2	work experience requirement under subsection (d)(1).".
.3	Page 31, line 15, delete "; IC 25-27.5-6-2; IC 25-27.5-6-5".
4	Renumber all SECTIONS consecutively.
	(Reference is to HB 1573 as introduced.)

and when so amended that said bill do pass.

Representative Brown C